IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

TUESDAY, THE 3RD APRIL 2007 / 13TH CHAITHRA 1930

WP(C).No. 9742 of 2007(I)

PETITIONER:

ANILKUMAR E.M., PC - 5532,
KERALA ARMED POLICE IST BATTALIAN,
D COMPANY, R.V.PURAM, TRICHUR.

BY ADV. SMT.S.KARTHIKA
SRI.M.S.UNNIKRISHNAN
SMT.K.P.GEETHA MANI
SRI.M.R.ANISON
SRI.T.R.RAJESH

RESPONDENTS:
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1. STATE OF KERALA, REP. BY ITS
SECRETARY TO THE GOVERNMENT,
HOME (A) DEPARTMENT,
GOVT.SECRETARIAT, TRIVANDRUM.

2. THE COMMANDANT,
KERALA ARMED POLICE IST BATTALIAN,
D. COMPANY, OFFICE OF THE COMMANDANT,
R.V.PURAM, TRICHUR.

BY GOVT. PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B.RADHAKRISHNAN, J.

W.P(C).No.9742 OF 2007

Dated this the 3rd day of April, 2007

JUDGMENT

Heard.

2. The impugned decision has been issued by the Government on the premise that as per the Government Servants' Medical Reimbursement Rules, the hospital where the petitioner is undergoing treatment is not a recognised hospital. But those rules need not necessarily be applied when the request is not for reimbursement, but only for grant of interest free medical advance. Under such circumstances, the impugned Ext.P6 is quashed and the Government are directed to take up the request of the petitioner for grant of interest free medical advance and render a decision thereon within a period of two weeks from the date of receipt of a copy of this judgment.

The writ petition is disposed of with the above direction. Issue copy today itself.

THOTTATHIL B.RADHAKRISHNAN
Judge

kkb.